

EXHIBIT F

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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In Re:

TERROR ATTACKS ON
SEPTEMBER 11, 2001

03-MDL-1570 (GBD)(SN)

**NOTICE OF AMENDMENT
AS TO THE TALIBAN AND
MUHAMMAD OMAR**

-----X

This document relates to:

Ashton, et al. v. al Qaeda Islamic Army, et al., Case No. 02-cv-6977 (GBD)(SN)

Bauer, et al. v. al Qaeda Islamic Army, et al., Case No. 02-cv-7236 (GBD)(SN)

Plaintiffs identified herein file this Notice of Amendment with respect to the underlying Complaint in the above-referenced matter, in a form similar to notices previously permitted and approved by this Court in its December 1, 2020 Order Approving Notices to Conform, Short Form Complaints and Notices of Amendment as to Sudan, ECF No. 6547, and October 28, 2019 Amended Order Approving Notices to Conform, Short Form Complaints and Notices of Amendment addressing claims against the Kingdom of Saudi Arabia (“KSA”) and the Islamic Republic of Iran (“Iran”), ECF No. 5234.¹ Upon the filing of this Notice of Amendment, the underlying Complaint is deemed amended to add the individuals listed below (the “New Plaintiffs”) as plaintiffs raising claims against the Taliban and Muhammad Omar.

The underlying Complaint is deemed amended to include the factual allegations, jurisdictional allegations, and jury trial demand of the *Ashton* Plaintiffs First Amended Complaint, No. 02-6977, ECF No. 2 (hereinafter “*Ashton* First Amended Complaint”), as well as all causes of action and all subsequent amendments thereto. The amendment effected through this Notice of Amendment supplements by incorporation into, but does not displace, the underlying Complaint.

¹ The Order of October 28, 2019 (ECF 5234) approving notices to conform, short form complaints and notices of amendment supersedes all previous Orders addressing procedures established by the Court for filing new claims or amending those brought against defendants including the Court’s July 10, 2018 Amended Order filed at ECF 4045.

This Notice of Amendment relates solely to the Taliban and Muhammad Omar and does not apply to any other defendant.

Upon filing this Taliban Notice of Amendment, each New Plaintiff is deemed to have adopted all factual and jurisdictional allegations of the complaint that has been joined as specified below; all prior filings in connection with the complaint; and all prior Orders and rulings of the Court in connection with that complaint, including the default judgment entered by this Court on May 12, 2006, ECF 1797, which specifically identifies the Taliban and Muhammad Omar in Exhibit B filed at ECF 1782-5, April 27, 2006.

Additionally, each New Plaintiff incorporates the factual allegations and findings contained in the pleadings and orders filed at *Havlish v. Bin Laden*, No. 1:03-CVC-9848 (GBD)(SN) (S.D.N.Y.), ECF Nos. 263, 294, 295, 316; *In re Terrorist Attacks on September 11, 2001*, 03-MDL-1570 (GBD)(SN)(S.D.N.Y.), ECF Nos. 2430, 2431, 2432, 2433, 2473, 2515, 2516; and evidence submitted at the proceedings before the Honorable George B. Daniels on December 15, 2011.

CAUSES OF ACTION

Each New Plaintiff hereby adopts and incorporates herein by reference, the factual allegations, jurisdictional allegations, and jury trial demand in the following complaints:

- *Ashton* First Amended Complaint, No. 02-6977, ECF No. 2.

IDENTIFICATION OF NEW PLAINTIFFS

Each New Plaintiff is or was a survivor of a person who died due to the terrorist attacks of September 11, 2001. For each New Plaintiff, the following chart list the New Plaintiff's name, the New Plaintiff's residency and nationality, the name of the New Plaintiff's deceased family member, the New Plaintiff's relationship to the decedent, and the paragraph(s) of the underlying Complaint discussing the decedent and/or the decedent's estate.

	New Plaintiff's Name (Alphabetical by last name)	New Plaintiff's State of Residency at Filing (or death)	New Plaintiff's Citizenship/ Nationality on 9/11/2001	9/11 Decedent's Name	New Plaintiff's Relationship to 9/11 Decedent	Paragraphs of Complaint Discussing 9/11 Decedent
1	Abbate, Renee	New Jersey	U.S. Citizen	Michael Tanner	Sister	<i>Bauer</i> action ² Paragraph 25
2	Abernathy, Gretchen	New Jersey	U.S. Citizen	W. David Bauer, II	Sister	<i>Bauer</i> action Paragraph 5
3	Barrett, Elaine	New Jersey	U.S. Citizen	Donna Giordano	Sister	<i>Bauer</i> action Paragraph 41
4	Bauer, Est. of Dorothy Bauer	New Jersey	U.S. Citizen	W. David Bauer, II	Mother	<i>Bauer</i> action Paragraph 5
5	Bauer, Jacqueline	Pennsylvania	U.S. Citizen	W. David Bauer, II	Daughter	<i>Bauer</i> action Paragraph 5
6	Bauer, Robert G.	Pennsylvania	U.S. Citizen	W. David Bauer, II	Brother	<i>Bauer</i> action Paragraph 5
7	Bauer, Stephen	New Jersey	U.S. Citizen	W. David Bauer, II	Son	<i>Bauer</i> action Paragraph 5
8	Bauer, Virginia	New Jersey	U.S. Citizen	W. David Bauer, II	Wife	<i>Bauer</i> action Paragraph 5
9	Bauer, Sr., Est. of Walter D.	New Jersey	U.S. Citizen	W. David Bauer, II	Father	<i>Bauer</i> action Paragraph 5
10	Bauer, III, W. David	New York	U.S. Citizen	W. David Bauer, II	Son	<i>Bauer</i> action Paragraph 5
11	Bauer-Pollard, Heidi	New Jersey	U.S. Citizen	W. David Bauer, II	Sister	<i>Bauer</i> action Paragraph 5
12	Beamer, Andrew T.	New Jersey	U.S. Citizen	Todd M. Beamer	Son	<i>Bauer</i> action Paragraph 44
13	Beamer, David	Ohio	U.S. Citizen	Todd M. Beamer	Father	<i>Bauer</i> action Paragraph 44
14	Beamer, David. P.	New Jersey	U.S. Citizen	Todd M. Beamer	Son	<i>Bauer</i> action Paragraph 44
15	Beamer, Lisa	New Jersey	U.S. Citizen	Todd M. Beamer	Wife	<i>Bauer</i> action Paragraph 44
16	Beamer, Margaret	Ohio	U.S. Citizen	Todd M. Beamer	Mother	<i>Bauer</i> action Paragraph 44
17	Beamer, Morgan K.	New Jersey	U.S. Citizen	Todd M. Beamer	Daughter	<i>Bauer</i> action Paragraph 44
18	Beamer-Sorensen, Michele	Ohio	U.S. Citizen	Todd M. Beamer	Sister	<i>Bauer</i> action Paragraph 44
19	Beatini, Daria	New Jersey	U.S. Citizen	Paul F. Beatini	Daughter	<i>Bauer</i> action Paragraph 46

² *Bauer, et al. v. al Qaeda Islamic Army, et al.*, Case No. 02-cv-7236 (GBD)(SN), herein referred to as *Bauer* action, was consolidated into the *Ashton* action in the *Ashton* First Amended Consolidated Master Complaint filed on 08/01/2003, ECF No. 32.

20	Beatini, Est. of Doris Beatini	New Jersey	U.S. Citizen	Paul F. Beatini	Mother	<i>Bauer</i> action Paragraph 46
21	Beatini, Julia	New Jersey	U.S. Citizen	Paul F. Beatini	Daughter	<i>Bauer</i> action Paragraph 46
22	Beatini, Mark	New Jersey	U.S. Citizen	Paul F. Beatini	Brother	<i>Bauer</i> action Paragraph 46
23	Beatini, Est. of Michael C.	New Jersey	U.S. Citizen	Paul F. Beatini	Father	<i>Bauer</i> action Paragraph 46
24	Beatini, Est. of Michael L.	New Jersey	U.S. Citizen	Paul F. Beatini	Brother	<i>Bauer</i> action Paragraph 46
25	Beatini, Nanda	New Jersey	U.S. Citizen	Paul F. Beatini	Sister	<i>Bauer</i> action Paragraph 46

Dated: April 11, 2022

Respectfully submitted,

BAUMEISTER & SAMUELS, P.C.

/s/ Dorothea M. Capone
COUNSEL FOR PLAINTIFFS
140 Broadway, 46th Floor
New York, NY 10005
Phone: (212) 363-1200
Email: tcapone@baumeisterlaw.com

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The underlying Complaint is deemed amended to include the factual allegations, jurisdictional allegations, and jury trial demand of the *Ashton* Plaintiffs First Amended Complaint, No. 02-6977, ECF No. 2 (hereinafter “*Ashton* First Amended Complaint”), as well as all causes of action and all subsequent amendments thereto. The amendment effected through this Notice of Amendment supplements by incorporation into, but does not displace, the underlying Complaint.

¹ The Order of October 28, 2019 (ECF 5234) approving notices to conform, short form complaints and notices of amendment supersedes all previous Orders addressing procedures established by the Court for filing new claims or amending those brought against defendants including the Court’s July 10, 2018 Amended Order filed at ECF 4045.

This Notice of Amendment relates solely to the Taliban and Muhammad Omar and does not apply to any other defendant.

Upon filing this Taliban Notice of Amendment, each New Plaintiff is deemed to have adopted all factual and jurisdictional allegations of the complaint that has been joined as specified below; all prior filings in connection with the complaint; and all prior Orders and rulings of the Court in connection with that complaint, including the default judgment entered by this Court on May 12, 2006, ECF 1797, which specifically identifies the Taliban and Muhammad Omar in Exhibit B filed at ECF 1782-5, April 27, 2006.

Additionally, each New Plaintiff incorporates the factual allegations and findings contained in the pleadings and orders filed at *Havlish v. Bin Laden*, No. 1:03-CVC-9848 (GBD)(SN) (S.D.N.Y.), ECF Nos. 263, 294, 295, 316; *In re Terrorist Attacks on September 11, 2001*, 03-MDL-1570 (GBD)(SN)(S.D.N.Y.), ECF Nos. 2430, 2431, 2432, 2433, 2473, 2515, 2516; and evidence submitted at the proceedings before the Honorable George B. Daniels on December 15, 2011.

CAUSES OF ACTION

Each New Plaintiff hereby adopts and incorporates herein by reference, the factual allegations, jurisdictional allegations, and jury trial demand in the following complaints:

- *Ashton* First Amended Complaint, No. 02-6977, ECF No. 2.

IDENTIFICATION OF NEW PLAINTIFFS

Each New Plaintiff is or was a survivor of a person who died due to the terrorist attacks of September 11, 2001. For each New Plaintiff, the following chart list the New Plaintiff's name, the New Plaintiff's residency and nationality, the name of the New Plaintiff's deceased family member, the New Plaintiff's relationship to the decedent, and the paragraph(s) of the underlying Complaint discussing the decedent and/or the decedent's estate.

	New Plaintiff's Name (alphabetical by last name)	New Plaintiff's State of Residency at Filing (or death)	New Plaintiff's Citizenship/ Nationality on 9/11/2001	9/11 Decedent's Name	New Plaintiff's Relationship to 9/11 Decedent	Paragraphs of Complaint Discussing 9/11 Decedent
1	Beatini, Susan	New Jersey	U.S. Citizen	Paul F. Beatini	Wife	<i>Bauer</i> action ² Paragraph 46
2	Beatini, Thomas	New Jersey	U.S. Citizen	Paul F. Beatini	Brother	<i>Bauer</i> action Paragraph 46
3	Better, Margarita	Florida	U.S. Citizen	Milton Bustillo	Mother	<i>Bauer</i> action Paragraph 29
4	Bharvaney, Est. of Govind	Thailand	Thailand	Anil T. Bharvaney	Father	<i>Bauer</i> action Paragraph 27
5	Bharvaney, Kishore	Thailand	Thailand	Anil T. Bharvaney	Brother	<i>Bauer</i> action Paragraph 27
6	Bharvaney, Pandora	New Jersey	U.S. Citizen	Anil T. Bharvaney	Wife	<i>Bauer</i> action Paragraph 27
7	Bharvaney, Savitri	Thailand	Thailand	Anil T. Bharvaney	Mother	<i>Bauer</i> action Paragraph 27
8	Blest, Cynthia	New York	U.S. Citizen	Sean Rooney	Sister	<i>Bauer</i> action Paragraph 51
9	Bonnett, Cathynn	New York	U.S. Citizen	Colin Bonnett	Wife	<i>Bauer</i> action Paragraph 6
10	Bonnett, Heather	New York	U.S. Citizen	Colin Bonnett	Sister	<i>Bauer</i> action Paragraph 6
11	Bonnett, Julia	New York	U.S. Citizen	Colin Bonnett	Mother	<i>Bauer</i> action Paragraph 6
12	Bonnett, Kody	New York	U.S. Citizen	Colin Bonnett	Son	<i>Bauer</i> action Paragraph 6
13	Bonoli, Denise	Massachusetts	U.S. Citizen	Jack L. D'Ambrosi, Jr.	Sister	<i>Bauer</i> action Paragraph 21
14	Bowden, James F.	New Jersey	U.S. Citizen	Thomas H. Bowden, Jr.	Brother	<i>Bauer</i> action Paragraph 7
15	Bowden-Hart, Alyson V.	South Carolina	U.S. Citizen	Thomas H. Bowden, Jr.	Daughter	<i>Bauer</i> action Paragraph 7
16	Bowden-Hart, Deborah	South Carolina	U.S. Citizen	Thomas H. Bowden, Jr.	Wife	<i>Bauer</i> action Paragraph 7
17	Bowden-Hart, Sara J.	South Carolina	U.S. Citizen	Thomas H. Bowden, Jr.	Daughter	<i>Bauer</i> action Paragraph 7
18	Bowman, Carol A.	Florida	U.S. Citizen	Shawn E. Bowman, Jr.	Mother	<i>Bauer</i> action Paragraph 8

² *Bauer, et al. v. al Qaeda Islamic Army, et al.*, Case No. 02-cv-7236 (GBD)(SN), herein referred to as *Bauer* action, was consolidated into the *Ashton* action in the *Ashton* First Amended Consolidated Master Complaint filed on 08/01/2003, ECF No. 32.

19	Bowman, James E.	New York	U.S. Citizen	Shawn E. Bowman, Jr.	Brother	<i>Bauer</i> action Paragraph 8
20	Bowman, Sr., Shawn E.	Florida	U.S. Citizen	Shawn E. Bowman, Jr.	Father	<i>Bauer</i> action Paragraph 8
21	Bowman Henry, Jack	New Jersey	U.S. Citizen	Shawn E. Bowman, Jr.	Son	<i>Bauer</i> action Paragraph 8
22	Bowman Henry, Liam	New Jersey	U.S. Citizen	Shawn E. Bowman, Jr.	Son	<i>Bauer</i> action Paragraph 8
23	Brandofino, Jeanne	New York	U.S. Citizen	Daniel L. Maher	Sister	<i>Bauer</i> action Paragraph 17
24	Brennan, Anita	Florida	U.S. Citizen	Thomas M. Brennan, Sr.	Mother	<i>Bauer</i> action Paragraph 45
25	Brennan, Catherine A.	New York	U.S. Citizen	Thomas M. Brennan, Sr.	Daughter	<i>Bauer</i> action Paragraph 45

Dated: April 11, 2022

Respectfully submitted,

BAUMEISTER & SAMUELS, P.C.

/s/ Dorothea M. Capone
COUNSEL FOR PLAINTIFFS
140 Broadway, 46th Floor
New York, NY 10005
Phone: (212) 363-1200
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Additionally, each New Plaintiff incorporates the factual allegations and findings contained in the pleadings and orders filed at *Havlish v. Bin Laden*, No. 1:03-CVC-9848 (GBD)(SN) (S.D.N.Y.), ECF Nos. 263, 294, 295, 316; *In re Terrorist Attacks on September 11, 2001*, 03-MDL-1570 (GBD)(SN)(S.D.N.Y.), ECF Nos. 2430, 2431, 2432, 2433, 2473, 2515, 2516; and evidence submitted at the proceedings before the Honorable George B. Daniels on December 15, 2011.

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1	Brennan, John O.	New York	U.S. Citizen	Thomas M. Brennan, Sr.	Brother	<i>Bauer</i> action ² Paragraph 45
2	Brennan, John V.	Florida	U.S. Citizen	Thomas M. Brennan, Sr.	Father	<i>Bauer</i> action Paragraph 45
3	Brennan, Michael	New York	U.S. Citizen	Thomas M. Brennan, Sr.	Brother	<i>Bauer</i> action Paragraph 45
4	Brennan, Paul	New York	U.S. Citizen	Thomas M. Brennan, Sr.	Brother	<i>Bauer</i> action Paragraph 45
5	Brennan, Jr., Thomas M.	New York	U.S. Citizen	Thomas M. Brennan, Sr.	Son	<i>Bauer</i> action Paragraph 45
6	Brennan Waterhouse, Jennifer	New York	U.S. Citizen	Thomas M. Brennan, Sr.	Wife	<i>Bauer</i> action Paragraph 45
7	Bustillo, Alessandra	New York	U.S. Citizen	Milton Bustillo	Daughter	<i>Bauer</i> action Paragraph 29
8	Bustillo, Dissa	New Jersey	U.S. Citizen	Milton Bustillo	Sister	<i>Bauer</i> action Paragraph 29
9	Bustillo, Sr., Est. of Gilberto	Venezuela	Colombian Citizen	Milton Bustillo	Father	<i>Bauer</i> action Paragraph 29
10	Bustillo, Jr. Gilberto	New Jersey	U.S. Citizen	Milton Bustillo	Brother	<i>Bauer</i> action Paragraph 29
11	Bustillo, Henry	New Jersey	U.S. Citizen	Milton Bustillo	Brother	<i>Bauer</i> action Paragraph 29
12	Bustillo, Mirna	Florida	U.S. Citizen	Milton Bustillo	Sister	<i>Bauer</i> action Paragraph 29
13	Butler, Sasha	New Jersey	U.S. Citizen	Michael Tanner	Daughter	<i>Bauer</i> action Paragraph 25
14	Candela, Elizabeth	New Jersey	U.S. Citizen	John Anthony Candela	Wife	<i>Bauer</i> action Paragraph 9
15	Candela, John Arthur	New Jersey	U.S. Citizen	John Anthony Candela	Son	<i>Bauer</i> action Paragraph 9
16	Candela, Est. of John C.	New Jersey	U.S. Citizen	John Anthony Candela	Father	<i>Bauer</i> action Paragraph 9
17	Candela, Joseph G.	New Jersey	U.S. Citizen	John Anthony Candela	Brother	<i>Bauer</i> action Paragraph 9
18	Candela, Juliette	New Jersey	U.S. Citizen	John Anthony Candela	Daughter	<i>Bauer</i> action Paragraph 9
19	Candela, Est. of Phyllis	New Jersey	U.S. Citizen	John Anthony Candela	Mother	<i>Bauer</i> action Paragraph 9

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20	Carlino, Est. Marie	New York	U.S. Citizen	Edward Carlino	Wife	<i>Bauer</i> action Paragraph 26
21	Carlino, Mary	New York	U.S. Citizen	Edward Carlino	Mother	<i>Bauer</i> action Paragraph 26
22	Carlino, Salvatore	New York	U.S. Citizen	Edward Carlino	Father	<i>Bauer</i> action Paragraph 26
23	Cunningham, Andrew	United Kingdom	United Kingdom	Cunningham, Michael J.	Brother	<i>Bauer</i> action Paragraph 50
24	Cunningham, Julieanne	United Kingdom	United Kingdom	Cunningham, Michael J.	Sister	<i>Bauer</i> action Paragraph 50

Dated: April 11, 2022

Respectfully submitted,

BAUMEISTER & SAMUELS, P.C.

/s/ Dorothea M. Capone
COUNSEL FOR PLAINTIFFS
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3	Cunningham, Teresa	New Jersey	U.S. Citizen	Michael J. Cunningham	Wife	<i>Bauer</i> action Paragraph 50
4	Cunningham, William	New Jersey	U.S. Citizen	Michael J. Cunningham	Son	<i>Bauer</i> action Paragraph 50
5	D'Ambola, Domenick	New Jersey	U.S. Citizen	Donna Giordano	Father	<i>Bauer</i> action Paragraph 41
6	D'Ambola, Est. of Jessamine	New Jersey	U.S. Citizen	Donna Giordano	Mother	<i>Bauer</i> action Paragraph 41
7	D'Ambrosi, Dean J.	Virginia	U.S. Citizen	Jack L. D'Ambrosi, Jr.	Brother	<i>Bauer</i> action Paragraph 21
8	D'Ambrosi, Emily	New Jersey	U.S. Citizen	Jack L. D'Ambrosi, Jr.	Daughter	<i>Bauer</i> action Paragraph 21
9	D'Abmrosi, Sr., Est. Jack L.	New Jersey	U.S. Citizen	Jack L. D'Ambrosi, Jr.	Father	<i>Bauer</i> action Paragraph 21
10	D'Ambrosi, Karen	New Jersey	U.S. Citizen	Jack L. D'Ambrosi, Jr.	Wife	<i>Bauer</i> action Paragraph 21
11	Danahy, Alison M.	New York	U.S. Citizen	Patrick W. Danahy	Daughter	<i>Bauer</i> action Paragraph 47
12	Danahy, Grace A.	New York	U.S. Citizen	Patrick W. Danahy	Daughter	<i>Bauer</i> action Paragraph 47
13	Danahy, Kathleen T.	New York	U.S. Citizen	Patrick W. Danahy	Daughter	<i>Bauer</i> action Paragraph 47
14	Danahy, Mary	New York	U.S. Citizen	Patrick W. Danahy	Wife	<i>Bauer</i> action Paragraph 47
15	Dembicki, Janyne V.	New Jersey	U.S. Citizen	Scott Vasel	Sister	<i>Bauer</i> action Paragraph 14
16	DiMeglio, Daniel	Massachusetts	U.S. Citizen	David DiMeglio	Brother	<i>Bauer</i> action Paragraph 39
17	DiMeglio, John	Massachusetts	U.S. Citizen	David DiMeglio	Father	<i>Bauer</i> action Paragraph 39

² *Bauer, et al. v. al Qaeda Islamic Army, et al.*, Case No. 02-cv-7236 (GBD)(SN), herein referred to as *Bauer* action, was consolidated into the *Ashton* action in the *Ashton* First Amended Consolidated Master Complaint filed on 08/01/2003, ECF No. 32.

18	DiMeglio, Patti S.	New Hampshire	U.S. Citizen	David DiMeglio	Mother	<i>Bauer</i> action Paragraph 39
19	Dougherty, Mary Beth	New York	U.S. Citizen	Kevin Murphy	Sister	<i>Bauer</i> action Paragraph 11
20	Eckert, Est. of Beverly	Connecticut	U.S. Citizen	Sean Rooney	Wife	<i>Bauer</i> action Paragraph 51
21	Felt, Adrienne P.	California	U.S. Citizen	Edward P. Felt	Daughter	<i>Bauer</i> action Paragraph 35
22	Felt, Gordon	New York	U.S. Citizen	Edward P. Felt	Brother	<i>Bauer</i> action Paragraph 35
23	Felt, Kathryn	New Jersey	U.S. Citizen	Edward P. Felt	Daughter	<i>Bauer</i> action Paragraph 35
24	Felt, Lawrence	Virginia	U.S. Citizen	Edward P. Felt	Brother	<i>Bauer</i> action Paragraph 35
25	Felt, Sandra V.	New Jersey	U.S. Citizen	Edward P. Felt	Wife	<i>Bauer</i> action Paragraph 35

Dated: April 11, 2022

Respectfully submitted,

BAUMEISTER & SAMUELS, P.C.

/s/ Dorothea M. Capone
COUNSEL FOR PLAINTIFFS
Baumeister & Samuel, P.C.
140 Broadway, 46th Floor
New York, NY 10005
Phone: (212) 363-1200
Email: tcapone@baumeisterlaw.com

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X

In Re:

TERROR ATTACKS ON
SEPTEMBER 11, 2001

03-MDL-1570 (GBD)(SN)

**NOTICE OF AMENDMENT
AS TO THE TALIBAN AND
MUHAMMAD OMAR**

-----X

This document relates to:

Ashton, et al. v. al Qaeda Islamic Army, et al., Case No. 02-cv-6977 (GBD)(SN)

Bauer, et al. v. al Qaeda Islamic Army, et al., Case No. 02-cv-7236 (GBD)(SN)

Plaintiffs identified herein file this Notice of Amendment with respect to the underlying Complaint in the above-referenced matter, in a form similar to notices previously permitted and approved by this Court in its December 1, 2020 Order Approving Notices to Conform, Short Form Complaints and Notices of Amendment as to Sudan, ECF No. 6547, and October 28, 2019 Amended Order Approving Notices to Conform, Short Form Complaints and Notices of Amendment addressing claims against the Kingdom of Saudi Arabia (“KSA”) and the Islamic Republic of Iran (“Iran”), ECF No. 5234.¹ Upon the filing of this Notice of Amendment, the underlying Complaint is deemed amended to add the individuals listed below (the “New Plaintiffs”) as plaintiffs raising claims against the Taliban and Muhammad Omar.

The underlying Complaint is deemed amended to include the factual allegations, jurisdictional allegations, and jury trial demand of the *Ashton* Plaintiffs First Amended Complaint, No. 02-6977, ECF No. 2 (hereinafter “*Ashton* First Amended Complaint”), as well as all causes of action and all subsequent amendments thereto. The amendment effected through this Notice of Amendment supplements by incorporation into, but does not displace, the underlying Complaint.

¹ The Order of October 28, 2019 (ECF 5234) approving notices to conform, short form complaints and notices of amendment supersedes all previous Orders addressing procedures established by the Court for filing new claims or amending those brought against defendants including the Court’s July 10, 2018 Amended Order filed at ECF 4045.

This Notice of Amendment relates solely to the Taliban and Muhammad Omar and does not apply to any other defendant.

Upon filing this Taliban Notice of Amendment, each New Plaintiff is deemed to have adopted all factual and jurisdictional allegations of the complaint that has been joined as specified below; all prior filings in connection with the complaint; and all prior Orders and rulings of the Court in connection with that complaint, including the default judgment entered by this Court on May 12, 2006, ECF 1797, which specifically identifies the Taliban and Muhammad Omar in Exhibit B filed at ECF 1782-5, April 27, 2006.

Additionally, each New Plaintiff incorporates the factual allegations and findings contained in the pleadings and orders filed at *Havlish v. Bin Laden*, No. 1:03-CVC-9848 (GBD)(SN) (S.D.N.Y.), ECF Nos. 263, 294, 295, 316; *In re Terrorist Attacks on September 11, 2001*, 03-MDL-1570 (GBD)(SN)(S.D.N.Y.), ECF Nos. 2430, 2431, 2432, 2433, 2473, 2515, 2516; and evidence submitted at the proceedings before the Honorable George B. Daniels on December 15, 2011.

CAUSES OF ACTION

Each New Plaintiff hereby adopts and incorporates herein by reference, the factual allegations, jurisdictional allegations, and jury trial demand in the following complaints:

- *Ashton* First Amended Complaint, No. 02-6977, ECF No. 2.

IDENTIFICATION OF NEW PLAINTIFFS

Each New Plaintiff is or was a survivor of a person who died due to the terrorist attacks of September 11, 2001. For each New Plaintiff, the following chart list the New Plaintiff's name, the New Plaintiff's residency and nationality, the name of the New Plaintiff's deceased family member, the New Plaintiff's relationship to the decedent, and the paragraph(s) of the underlying Complaint discussing the decedent and/or the decedent's estate.

	New Plaintiff's Name (alphabetical by last name)	New Plaintiff's State of Residency at Filing (or death)	New Plaintiff's Citizenship/ Nationality on 9/11/2001	9/11 Decedent's Name	New Plaintiff's Relationship to 9/11 Decedent	Paragraphs of Complaint Discussing 9/11 Decedent
1	Felt, Shirley A.	New York	U.S. Citizen	Edward P. Felt	Mother	<i>Bauer</i> action ² Paragraph 35
2	Ferrell, Michele	New Jersey	U.S. Citizen	Donald T. Jones, II	Wife	<i>Bauer</i> action Paragraph 13
3	Foster, Megan	New Jersey	U.S. Citizen	Noel Foster	Daughter	<i>York</i> action ³ Paragraph 8
4	Foster, Nancy	New Jersey	U.S. Citizen	Noel Foster	Wife	<i>York</i> action Paragraph 8
5	Foster, Nicole	New Jersey	U.S. Citizen	Noel Foster	Daughter	<i>York</i> Action Paragraph 8
6	Gallucci, Alyssa	California	U.S. Citizen	Vincenzo Gallucci	Daughter	<i>Bauer</i> action Paragraph 16
7	Gallucci, Angela	New Jersey	U.S. Citizen	Vincenzo Gallucci	Mother	<i>Bauer</i> action Paragraph 16
8	Gallucci, Barbara	New Jersey	U.S. Citizen	Vincenzo Gallucci	Wife	<i>Bauer</i> action Paragraph 16
9	Gallucci, Est. of Joseph	New Jersey	U.S. Citizen	Vincenzo Gallucci	Father	<i>Bauer</i> action Paragraph 16
10	Gallucci, Joseph D.	Washington	U.S. Citizen	Vincenzo Gallucci	Son	<i>Bauer</i> action Paragraph 16
11	Giordano, Michael	New Jersey	U.S. Citizen	Donna Giordano	Son	<i>Bauer</i> action Paragraph 41
12	Glick, Emerson	New Hampshire	U.S. Citizen	Jeremy Glick	Daughter	<i>Bauer</i> action Paragraph 37
13	Glick, Jared	New Jersey	U.S. Citizen	Jeremy Glick	Brother	<i>Bauer</i> action Paragraph 37
14	Glick, Jed	New York	U.S. Citizen	Jeremy Glick	Brother	<i>Bauer</i> action Paragraph 37
15	Glick, Jennifer	New Jersey	U.S. Citizen	Jeremy Glick	Sister	<i>Bauer</i> action Paragraph 37
16	Glick, Joan	New Jersey	U.S. Citizen	Jeremy Glick	Mother	<i>Bauer</i> action Paragraph 37
17	Glick, Jonah	Japan	U.S. Citizen	Jeremy Glick	Brother	<i>Bauer</i> action Paragraph 37
18	Glick, Lloyd	New Jersey	U.S. Citizen	Jeremy Glick	Father	<i>Bauer</i> action Paragraph 37

² *Bauer, et al. v. al Qaeda Islamic Army, et al.*, Case No. 02-cv-7236 (GBD)(SN), herein referred to as *Bauer* action, was consolidated into the *Ashton* action in the *Ashton* First Amended Consolidated Master Complaint filed on 08/01/2003, ECF 32.

³ *York, et al. v. al Qaeda Islamic Army, et al.*, Case No. 03-cv-5493 (GBD)(SN), herein referred to as *York* action, was voluntarily dismissed by the plaintiffs on March 22, 2004, because it was “duplicative” of claims in the *Ashton* action third and fourth complaints, ECF No. 66.

19	Glick-Best, Lyzbeth	New Hampshire	U.S. Citizen	Jeremy Glick	Wife	<i>Bauer</i> action Paragraph 37
20	Glick-Danino, Joanna	New York	U.S. Citizen	Jeremy Glick	Sister	<i>Bauer</i> action Paragraph 37
21	Goldstein, Hanna	New Jersey	U.S. Citizen	Steven Goldstein	Daughter	<i>Bauer</i> action Paragraph 19
22	Goldstein, Harris	New Jersey	U.S. Citizen	Steven Goldstein	Son	<i>Bauer</i> action Paragraph 19
23	Goldstein, Jill	New Jersey	U.S. Citizen	Steven Goldstein	Wife	<i>Bauer</i> action Paragraph 19
24	Gronlund, Est. of Arthur G.	Florida	U.S. Citizen	Linda K. Gronlund	Father	<i>Bauer</i> action Paragraph 38
25	Gronlund, Est. of Doris	New York	U.S. Citizen	Linda K. Gronlund	Mother	<i>Bauer</i> action Paragraph 38

Dated: April 11, 2022

Respectfully submitted,

BAUMEISTER & SAMUELS, P.C.

/s/ Dorothea M. Capone
 COUNSEL FOR PLAINTIFFS
 140 Broadway, 46th Floor
 New York, NY 10005
 Phone: (212) 363-1200
 Email: tcapone@baumeisterlaw.com

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X

In Re:

TERROR ATTACKS ON
SEPTEMBER 11, 2001

03-MDL-1570 (GBD)(SN)

**NOTICE OF AMENDMENT
AS TO THE TALIBAN AND
MUHAMMAD OMAR**

-----X

This document relates to:

Ashton, et al. v. al Qaeda Islamic Army, et al., Case No. 02-cv-6977 (GBD)(SN)

Bauer, et al. v. al Qaeda Islamic Army, et al., Case No. 02-cv-7236 (GBD)(SN)

Plaintiffs identified herein file this Notice of Amendment with respect to the underlying Complaint in the above-referenced matter, in a form similar to notices previously permitted and approved by this Court in its December 1, 2020 Order Approving Notices to Conform, Short Form Complaints and Notices of Amendment as to Sudan, ECF No. 6547, and October 28, 2019 Amended Order Approving Notices to Conform, Short Form Complaints and Notices of Amendment addressing claims against the Kingdom of Saudi Arabia (“KSA”) and the Islamic Republic of Iran (“Iran”), ECF No. 5234.¹ Upon the filing of this Notice of Amendment, the underlying Complaint is deemed amended to add the individuals listed below (the “New Plaintiffs”) as plaintiffs raising claims against the Taliban and Muhammad Omar.

The underlying Complaint is deemed amended to include the factual allegations, jurisdictional allegations, and jury trial demand of the *Ashton* Plaintiffs First Amended Complaint, No. 02-6977, ECF No. 2 (hereinafter “*Ashton* First Amended Complaint”), as well as all causes of action and all subsequent amendments thereto. The amendment effected through this Notice of Amendment supplements by incorporation into, but does not displace, the underlying Complaint.

¹ The Order of October 28, 2019 (ECF 5234) approving notices to conform, short form complaints and notices of amendment supersedes all previous Orders addressing procedures established by the Court for filing new claims or amending those brought against defendants including the Court’s July 10, 2018 Amended Order filed at ECF 4045.

This Notice of Amendment relates solely to the Taliban and Muhammad Omar and does not apply to any other defendant.

Upon filing this Taliban Notice of Amendment, each New Plaintiff is deemed to have adopted all factual and jurisdictional allegations of the complaint that has been joined as specified below; all prior filings in connection with the complaint; and all prior Orders and rulings of the Court in connection with that complaint, including the default judgment entered by this Court on May 12, 2006, ECF 1797, which specifically identifies the Taliban and Muhammad Omar in Exhibit B filed at ECF 1782-5, April 27, 2006.

Additionally, each New Plaintiff incorporates the factual allegations and findings contained in the pleadings and orders filed at *Havlish v. Bin Laden*, No. 1:03-CVC-9848 (GBD)(SN) (S.D.N.Y.), ECF Nos. 263, 294, 295, 316; *In re Terrorist Attacks on September 11, 2001*, 03-MDL-1570 (GBD)(SN)(S.D.N.Y.), ECF Nos. 2430, 2431, 2432, 2433, 2473, 2515, 2516; and evidence submitted at the proceedings before the Honorable George B. Daniels on December 15, 2011.

CAUSES OF ACTION

Each New Plaintiff hereby adopts and incorporates herein by reference, the factual allegations, jurisdictional allegations, and jury trial demand in the following complaints:

- *Ashton* First Amended Complaint, No. 02-6977, ECF No. 2.

IDENTIFICATION OF NEW PLAINTIFFS

Each New Plaintiff is or was a survivor of a person who died due to the terrorist attacks of September 11, 2001. For each New Plaintiff, the following chart list the New Plaintiff's name, the New Plaintiff's residency and nationality, the name of the New Plaintiff's deceased family member, the New Plaintiff's relationship to the decedent, and the paragraph(s) of the underlying Complaint discussing the decedent and/or the decedent's estate.

	New Plaintiff's Name (alphabetical by last name)	New Plaintiff's State of Residency at Filing (or death)	New Plaintiff's Citizenship/ Nationality on 9/11/2001	9/11 Decedent's Name	New Plaintiff's Relationship to 9/11 Decedent	Paragraphs of Complaint Discussing 9/11 Decedent
1	Hannaford, Eileen	New Jersey	U.S. Citizen	Kevin J. Hannaford, Sr.	Wife	<i>Bauer</i> action ² Paragraph 18
2	Hannaford, Jr., Kevin J.	New Jersey	U.S. Citizen	Kevin J. Hannaford, Sr.	Son	<i>Bauer</i> action Paragraph 18
3	Hannaford, Patrick J.	New Jersey	U.S. Citizen	Kevin J. Hannaford, Sr.	Son	<i>Bauer</i> action Paragraph
4	Hayes, Bernadette T.	United Kingdom	United Kingdom	Michael J. Cunningham	Sister	<i>Bauer</i> action Paragraph 50
5	Hebert, Kathryn	Connecticut	U.S. Citizen	Adam J. Lewis	Sister	<i>York</i> action ³ Paragraph 7
6	Henry, Jennifer J.	New York	U.S. Citizen	Shawn E. Bowman, Jr.	Wife	<i>Bauer</i> action Paragraph 8
7	Hicks, Susan	New York	U.S. Citizen	Daniel Smith	Sister	<i>Ashton</i> 5 th Amended ⁴
8	Hoadley, Est. of Richard	Nevada	U.S. Citizen	Jean H. Peterson	Brother	<i>Bauer</i> action Paragraph 34
9	Hoadley, Est. of Virginia A.	Nevada	U.S. Citizen	Jean H. Peterson	Mother	<i>Bauer</i> action Paragraph 34
10	Hoadley, Est. of Walter E.	Nevada	U.S. Citizen	Jean H. Peterson	Father	<i>Bauer</i> action Paragraph 34
11	Hughes, Ellen	New Jersey	U.S. Citizen	Steven F. Schlag	Sister	<i>Bauer</i> action Paragraph 10
12	Jack, Est. of Helen M.	Colorado	U.S. Citizen	Bryan C. Jack	Mother	<i>Bauer</i> action Paragraph 40
13	Jack, Est. of James H.	Colorado	U.S. Citizen	Bryan C. Jack	Father	<i>Bauer</i> action Paragraph 40
14	Jack, James T.	New Mexico	U.S. Citizen	Bryan C. Jack	Brother	<i>Bauer</i> action Paragraph 40
15	Johnson, Margaret A.	Florida	U.S. Citizen	Scott Johnson	Mother	<i>Bauer</i> action Paragraph 55
16	Johnson, Est. of Thomas P.	Delaware	U.S. Citizen	Scott Johnson	Brother	<i>Bauer</i> action Paragraph 55

² *Bauer, et al. v. al Qaeda Islamic Army, et al.*, Case No. 02-cv-7236 (GBD)(SN), herein referred to as *Bauer* action, was consolidated into the *Ashton* action in the *Ashton* First Amended Consolidated Master Complaint filed on 08/01/2003, ECF No. 32.

³ *York, et al. v. al Qaeda Islamic Army, et al.*, Case No. 03-cv-5493 (GBD)(SN), herein referred to as *York* action, was voluntarily dismissed by the plaintiffs on March 22, 2004, because it was “duplicative” of claims in the *Ashton* action third and fourth complaints, ECF No. 66.

⁴ Smith Plaintiff was added to *Ashton* Fifth Amended Consolidated Master Complaint filed on 09/02/2004, page 4, ECF No. 447.

17	Johnson, Thomas S.	Florida	U.S. Citizen	Scott Johnson	Father	<i>Bauer action Paragraph 55</i>
18	Jones, Sr., Est. of Donald T.	New Jersey	U.S. Citizen	Donald T. Jones, II	Father	<i>Bauer action Paragraph 13</i>
19	Jones, III, Donald T.	New Jersey	U.S. Citizen	Donald T. Jones, II	Son	<i>Bauer action Paragraph 13</i>
20	Jones, Judith	New Jersey	U.S. Citizen	Donald T. Jones, II	Mother	<i>Bauer action Paragraph 13</i>
21	Jones, Taylor N.	New Jersey	U.S. Citizen	Donald T. Jones, II	Daughter	<i>Bauer action Paragraph 13</i>
22	Jones, William B.	New Jersey	U.S. Citizen	Donald T. Jones, II	Brother	<i>Bauer action Paragraph 13</i>
23	Kane, Adam	New Jersey	U.S. Citizen	Howard Kane	Brother	<i>Bauer action Paragraph 53</i>
24	Kane, Est. of Bruce	New Jersey	U.S. Citizen	Howard Kane	Mother	<i>Bauer action Paragraph 53</i>
25	Kane, Jason B.	New Jersey	U.S. Citizen	Howard Kane	Son	<i>Bauer action Paragraph 53</i>

Dated: April 11, 2022

Respectfully submitted,

BAUMEISTER & SAMUELS, P.C.

/s/ Dorothea M. Capone
 COUNSEL FOR PLAINTIFFS
 140 Broadway, 46th Floor
 New York, NY 10005
 Phone: (212) 363-1200
 Email: tcapone@baumeisterlaw.com

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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In Re:

TERROR ATTACKS ON
SEPTEMBER 11, 2001

03-MDL-1570 (GBD)(SN)

**NOTICE OF AMENDMENT
AS TO THE TALIBAN AND
MUHAMMAD OMAR**

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This document relates to:

Ashton, et al. v. al Qaeda Islamic Army, et al., Case No. 02-cv-6977 (GBD)(SN)

Bauer, et al. v. al Qaeda Islamic Army, et al., Case No. 02-cv-7236 (GBD)(SN)

Plaintiffs identified herein file this Notice of Amendment with respect to the underlying Complaint in the above-referenced matter, in a form similar to notices previously permitted and approved by this Court in its December 1, 2020 Order Approving Notices to Conform, Short Form Complaints and Notices of Amendment as to Sudan, ECF No. 6547, and October 28, 2019 Amended Order Approving Notices to Conform, Short Form Complaints and Notices of Amendment addressing claims against the Kingdom of Saudi Arabia (“KSA”) and the Islamic Republic of Iran (“Iran”), ECF No. 5234.¹ Upon the filing of this Notice of Amendment, the underlying Complaint is deemed amended to add the individuals listed below (the “New Plaintiffs”) as plaintiffs raising claims against the Taliban and Muhammad Omar.

The underlying Complaint is deemed amended to include the factual allegations, jurisdictional allegations, and jury trial demand of the *Ashton* Plaintiffs First Amended Complaint, No. 02-6977, ECF No. 2 (hereinafter “*Ashton* First Amended Complaint”), as well as all causes of action and all subsequent amendments thereto. The amendment effected through this Notice of Amendment supplements by incorporation into, but does not displace, the underlying Complaint.

¹ The Order of October 28, 2019 (ECF 5234) approving notices to conform, short form complaints and notices of amendment supersedes all previous Orders addressing procedures established by the Court for filing new claims or amending those brought against defendants including the Court’s July 10, 2018 Amended Order filed at ECF 4045.

This Notice of Amendment relates solely to the Taliban and Muhammad Omar and does not apply to any other defendant.

Upon filing this Taliban Notice of Amendment, each New Plaintiff is deemed to have adopted all factual and jurisdictional allegations of the complaint that has been joined as specified below; all prior filings in connection with the complaint; and all prior Orders and rulings of the Court in connection with that complaint, including the default judgment entered by this Court on May 12, 2006, ECF 1797, which specifically identifies the Taliban and Muhammad Omar in Exhibit B filed at ECF 1782-5, April 27, 2006.

Additionally, each New Plaintiff incorporates the factual allegations and findings contained in the pleadings and orders filed at *Havlish v. Bin Laden*, No. 1:03-CVC-9848 (GBD)(SN) (S.D.N.Y.), ECF Nos. 263, 294, 295, 316; *In re Terrorist Attacks on September 11, 2001*, 03-MDL-1570 (GBD)(SN)(S.D.N.Y.), ECF Nos. 2430, 2431, 2432, 2433, 2473, 2515, 2516; and evidence submitted at the proceedings before the Honorable George B. Daniels on December 15, 2011.

CAUSES OF ACTION

Each New Plaintiff hereby adopts and incorporates herein by reference, the factual allegations, jurisdictional allegations, and jury trial demand in the following complaints:

- *Ashton* First Amended Complaint, No. 02-6977, ECF No. 2.

IDENTIFICATION OF NEW PLAINTIFFS

Each New Plaintiff is or was a survivor of a person who died due to the terrorist attacks of September 11, 2001. For each New Plaintiff, the following chart list the New Plaintiff's name, the New Plaintiff's residency and nationality, the name of the New Plaintiff's deceased family member, the New Plaintiff's relationship to the decedent, and the paragraph(s) of the underlying Complaint discussing the decedent and/or the decedent's estate.

	New Plaintiff's Name (alphabetical by last name)	New Plaintiff's State of Residency at Filing (or death)	New Plaintiff's Citizenship/ Nationality on 9/11/2001	9/11 Decedent's Name	New Plaintiff's Relationship to 9/11 Decedent	Paragraphs of Complaint Discussing 9/11 Decedent
1	Kane, Lori	New Jersey	U.S. Citizen	Howard Kane	Wife	<i>Bauer</i> action ² Paragraph 53
2	Kane, Rochelle	New Jersey	U.S. Citizen	Howard Kane	Mother	<i>Bauer</i> action Paragraph 53
3	Keller, Joseph D.	New Jersey	U.S. Citizen	Joseph J. Keller	Son	<i>Bauer</i> action Paragraph 36
4	Keller, Sydnie R.	New Jersey	U.S. Citizen	Joseph J. Keller	Daughter	<i>Bauer</i> action Paragraph 36
5	Keller, Rose	New Jersey	U.S. Citizen	Joseph J. Keller	Wife	<i>Bauer</i> action Paragraph 36
6	Kelly, Phyllis	New Jersey	U.S. Citizen	Salvatore Zisa	Sister	<i>Bauer</i> action Paragraph 36
7	Lewis, Arthur	Connecticut	U.S. Citizen	Adam J. Lewis	Son	<i>York</i> action ³ Paragraph 7
8	Lewis, Caroline	Connecticut	U.S. Citizen	Adam J. Lewis	Daughter	<i>York</i> action Paragraph 7
9	Lewis, Geraldine	Connecticut	U.S. Citizen	Adam J. Lewis	Mother	<i>York</i> action Paragraph 7
10	Lewis, Patricia D.	Connecticut	U.S. Citizen	Adam J. Lewis	Wife	<i>York</i> action Paragraph 7
11	Lewis, Reilly	Connecticut	U.S. Citizen	Adam J. Lewis	Daughter	<i>York</i> action Paragraph 7
12	Lewis, Sophia	Connecticut	U.S. Citizen	Adam J. Lewis	Daughter	<i>York</i> action Paragraph 7
13	Lutz, Jennifer	North Carolina	U.S. Citizen	Joseph J. Keller	Sister	<i>Bauer</i> action Paragraph 36
14	MacRae, Ann B.	New York	U.S. Citizen	Catherine F. MacRae	Mother	<i>Bauer</i> action Paragraph 31
15	MacRae, Ann C.	New York	U.S. Citizen	Catherine F. MacRae	Sister	<i>Bauer</i> action Paragraph 31
16	MacRae, III, Cameron F.	New York	U.S. Citizen	Catherine F. MacRae	Father	<i>Bauer</i> action Paragraph 31
17	Magee, Mary Beth	Utah	U.S. Citizen	Thomas M. Brennan	Sister	<i>Bauer</i> action Paragraph 45
18	Magnuson, Audrey	New Jersey	U.S. Citizen	Ronald E. Magnuson	Wife	<i>Bauer</i> action Paragraph 20

²*Bauer, et al. v. al Qaeda Islamic Army, et al.*, Case No. 02-cv-7236 (GBD)(SN), herein referred to as *Bauer* action, was consolidated into the *Ashton* action in the *Ashton* First Amended Consolidated Master Complaint filed on 08/01/2003, ECF No. 32.

³*York, et al. v. al Qaeda Islamic Army, et al.*, Case No. 03-cv-5493 (GBD)(SN), herein referred to as *York* action, was voluntarily dismissed by the plaintiffs on March 22, 2004, because it was “duplicative” of claims in the *Ashton* action third and fourth complaints, ECF No. 66.

19	Magnuson, Jeffrey	New Jersey	U.S. Citizen	Ronald E. Magnuson	Son	<i>Bauer</i> action Paragraph 20
20	Magnuson, Knut	Connecticut	U.S. Citizen	Ronald E. Magnuson	Brother	<i>Bauer</i> action Paragraph 20
21	Magnuson, Sheryl	New Jersey	U.S. Citizen	Ronald E. Magnuson	Daughter	<i>Bauer</i> action Paragraph 20
22	Maher, Est. of Jeanne	New York	U.S. Citizen	Daniel L. Maher	Mother	<i>Bauer</i> action Paragraph 17
23	Maher, James	Florida	U.S. Citizen	Daniel L. Maher	Brother	<i>Bauer</i> action Paragraph 17
24	Maher, Est. of Raymond	Texas	U.S. Citizen	Daniel L. Maher	Brother	<i>Bauer</i> action Paragraph 17
25	Marasciulo, Maria	New Jersey	U.S. Citizen	Michael Tanner	Sister	<i>Bauer</i> action Paragraph 25

Dated: April 11, 2022

Respectfully submitted,

BAUMEISTER & SAMUELS, P.C.

/s/ Dorothea M. Capone
COUNSEL FOR PLAINTIFFS
140 Broadway, 46th Floor
New York, NY 10005
Phone: (212) 363-1200
Email: tcapone@baumeisterlaw.com

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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In Re:

TERROR ATTACKS ON
SEPTEMBER 11, 2001

03-MDL-1570 (GBD)(SN)

**NOTICE OF AMENDMENT
AS TO THE TALIBAN AND
MUHAMMAD OMAR**

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This document relates to:

Ashton, et al. v. al Qaeda Islamic Army, et al., Case No. 02-cv-6977 (GBD)(SN)

Bauer, et al. v. al Qaeda Islamic Army, et al., Case No. 02-cv-7236 (GBD)(SN)

Plaintiffs identified herein file this Notice of Amendment with respect to the underlying Complaint in the above-referenced matter, in a form similar to notices previously permitted and approved by this Court in its December 1, 2020 Order Approving Notices to Conform, Short Form Complaints and Notices of Amendment as to Sudan, ECF No. 6547, and October 28, 2019 Amended Order Approving Notices to Conform, Short Form Complaints and Notices of Amendment addressing claims against the Kingdom of Saudi Arabia (“KSA”) and the Islamic Republic of Iran (“Iran”), ECF No. 5234.¹ Upon the filing of this Notice of Amendment, the underlying Complaint is deemed amended to add the individuals listed below (the “New Plaintiffs”) as plaintiffs raising claims against the Taliban and Muhammad Omar.

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¹ The Order of October 28, 2019 (ECF 5234) approving notices to conform, short form complaints and notices of amendment supersedes all previous Orders addressing procedures established by the Court for filing new claims or amending those brought against defendants including the Court’s July 10, 2018 Amended Order filed at ECF 4045.

This Notice of Amendment relates solely to the Taliban and Muhammad Omar and does not apply to any other defendant.

Upon filing this Taliban Notice of Amendment, each New Plaintiff is deemed to have adopted all factual and jurisdictional allegations of the complaint that has been joined as specified below; all prior filings in connection with the complaint; and all prior Orders and rulings of the Court in connection with that complaint, including the default judgment entered by this Court on May 12, 2006, ECF 1797, which specifically identifies the Taliban and Muhammad Omar in Exhibit B filed at ECF 1782-5, April 27, 2006.

Additionally, each New Plaintiff incorporates the factual allegations and findings contained in the pleadings and orders filed at *Havlish v. Bin Laden*, No. 1:03-CVC-9848 (GBD)(SN) (S.D.N.Y.), ECF Nos. 263, 294, 295, 316; *In re Terrorist Attacks on September 11, 2001*, 03-MDL-1570 (GBD)(SN)(S.D.N.Y.), ECF Nos. 2430, 2431, 2432, 2433, 2473, 2515, 2516; and evidence submitted at the proceedings before the Honorable George B. Daniels on December 15, 2011.

CAUSES OF ACTION

Each New Plaintiff hereby adopts and incorporates herein by reference, the factual allegations, jurisdictional allegations, and jury trial demand in the following complaints:

- *Ashton* First Amended Complaint, No. 02-6977, ECF No. 2.

IDENTIFICATION OF NEW PLAINTIFFS

Each New Plaintiff is or was a survivor of a person who died due to the terrorist attacks of September 11, 2001. For each New Plaintiff, the following chart list the New Plaintiff's name, the New Plaintiff's residency and nationality, the name of the New Plaintiff's deceased family member, the New Plaintiff's relationship to the decedent, and the paragraph(s) of the underlying Complaint discussing the decedent and/or the decedent's estate.

	New Plaintiff's Name (alphabetical by last name)	New Plaintiff's State of Residency at Filing (or death)	New Plaintiff's Citizenship/ Nationality on 9/11/2001	9/11 Decedent's Name	New Plaintiff's Relationship to 9/11 Decedent	Paragraphs of Complaint Discussing 9/11 Decedent
1	Brady, Joan	New Jersey	U.S. Citizen	John A. Candela	Sister	<i>Bauer</i> action ² Paragraph 9
2	Mee, Est. of Karen A.	New Jersey	U.S. Citizen	John A. Candela	Sister	<i>Bauer</i> action Paragraph 9
3	Mennona, Heidi	New Jersey	U.S. Citizen	David R. Meyer	Daughter	<i>Bauer</i> action Paragraph 15
4	Meyer, Charles	New Jersey	U.S. Citizen	David R. Meyer	Brother	<i>Bauer</i> action Paragraph 15
5	Meyer, Kristine	New Jersey	U.S. Citizen	David R. Meyer	Sister	<i>Bauer</i> action Paragraph 15
6	Meyer, Margaret	New Jersey	U.S. Citizen	David R. Meyer	Wife	<i>Bauer</i> action Paragraph 15
7	Meyer-Fuchs, Dawn	New Jersey	U.S. Citizen	David R. Meyer	Daughter	<i>Bauer</i> action Paragraph 15
8	Montanaro, Est. of Frank	New York	U.S. Citizen	Kristen L. Montanaro	Father	<i>Bauer</i> action Paragraph 24
9	Montanaro, Jamie	New York	U.S. Citizen	Kristen L. Montanaro	Sister	<i>Bauer</i> action Paragraph 24
10	Montanaro, Karen	New York	U.S. Citizen	Kristen L. Montanaro	Sister	<i>Bauer</i> action Paragraph 24
11	Murphy, Beth K.	New York	U.S. Citizen	Kevin Murphy	Wife	<i>Bauer</i> action Paragraph 11
12	Murphy, Caitlyn B.	New York	U.S. Citizen	Kevin Murphy	Daughter	<i>Bauer</i> action Paragraph 11
13	Murphy, Connor J.	New York	U.S. Citizen	Kevin Murphy	Son	<i>Bauer</i> action Paragraph 11
14	Murphy, John F.	Massachusetts	U.S. Citizen	Kevin Murphy	Brother	<i>Bauer</i> action Paragraph 11
15	Murphy, Michael J.	Ohio	U.S. Citizen	Kevin Murphy	Brother	<i>Bauer</i> action Paragraph 11
16	Murphy, Jr., Est. of Timothy F.	North Carolina	U.S. Citizen	Kevin Murphy	Father	<i>Bauer</i> action Paragraph 11
17	Murphy, Timothy P.	New York	U.S. Citizen	Kevin Murphy	Brother	<i>Bauer</i> action Paragraph 11
18	Nebbia, Jean	Florida	U.S. Citizen	Steven F. Schlag	Sister	<i>Bauer</i> action Paragraph 10
19	Orsini, Arlene	New Jersey	U.S. Citizen	Ronald Orsini	Wife	<i>Bauer</i> action Paragraph 17
20	Orsini, Est. of Robert	Nevada	U.S. Citizen	Ronald Orsini	Brother	<i>Bauer</i> action Paragraph 17

² *Bauer, et al. v. al Qaeda Islamic Army, et al.*, Case No. 02-cv-7236 (GBD)(SN), herein referred to as *Bauer* action, was consolidated into the *Ashton* action in the *Ashton* First Amended Consolidated Master Complaint filed on 08/01/2003, ECF No. 32.

21	Pandolfi, Danielle	New Jersey	U.S. Citizen	Ronald Orsini	Daughter	<i>Bauer</i> action Paragraph 17
22	Parris, Aubrey	New York	U.S. Citizen	Colin Bonnett	Father	<i>Bauer</i> action Paragraph 6
23	Passaretta, Pamela	Wash., D.C.	U.S. Citizen	Adam J. Lewis	Sister	<i>York</i> action ³ Paragraph 7
24	Penavic, Suzanne J.	New York	U.S. Citizen	Joseph Sisolak	Wife	<i>Bauer</i> action Paragraph 54
25	Powell, Anna J.	New York	U.S. Citizen	Joseph Sisolak	Mother	<i>Bauer</i> action Paragraph 54

Dated: April 11, 2022

Respectfully submitted,

BAUMEISTER & SAMUELS, P.C.

/s/ Dorothea M. Capone
 COUNSEL FOR PLAINTIFFS
 140 Broadway, 46th Floor
 New York, NY 10005
 Phone: (212) 363-1200
 Email: tcapone@baumeisterlaw.com

³*York, et al. v. al Qaeda Islamic Army, et al.*, Case No. 03-cv-5493 (GBD)(SN), herein referred to as *York* action, was voluntarily dismissed by the plaintiffs on March 22, 2004, because it was “duplicative” of claims in the *Ashton* action third and fourth complaints, ECF No. 66.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X

In Re:

TERROR ATTACKS ON
SEPTEMBER 11, 2001

03-MDL-1570 (GBD)(SN)

**NOTICE OF AMENDMENT
AS TO THE TALIBAN AND
MUHAMMAD OMAR**

-----X

This document relates to:

Ashton, et al. v. al Qaeda Islamic Army, et al., Case No. 02-cv-6977 (GBD)(SN)

Bauer, et al. v. al Qaeda Islamic Army, et al., Case No. 02-cv-7236 (GBD)(SN)

Plaintiffs identified herein file this Notice of Amendment with respect to the underlying Complaint in the above-referenced matter, in a form similar to notices previously permitted and approved by this Court in its December 1, 2020 Order Approving Notices to Conform, Short Form Complaints and Notices of Amendment as to Sudan, ECF No. 6547, and October 28, 2019 Amended Order Approving Notices to Conform, Short Form Complaints and Notices of Amendment addressing claims against the Kingdom of Saudi Arabia (“KSA”) and the Islamic Republic of Iran (“Iran”), ECF No. 5234.¹ Upon the filing of this Notice of Amendment, the underlying Complaint is deemed amended to add the individuals listed below (the “New Plaintiffs”) as plaintiffs raising claims against the Taliban and Muhammad Omar.

The underlying Complaint is deemed amended to include the factual allegations, jurisdictional allegations, and jury trial demand of the *Ashton* Plaintiffs First Amended Complaint, No. 02-6977, ECF No. 2 (hereinafter “*Ashton* First Amended Complaint”), as well as all causes of action and all subsequent amendments thereto. The amendment effected through this Notice of Amendment supplements by incorporation into, but does not displace, the underlying Complaint.

¹ The Order of October 28, 2019 (ECF 5234) approving notices to conform, short form complaints and notices of amendment supersedes all previous Orders addressing procedures established by the Court for filing new claims or amending those brought against defendants including the Court’s July 10, 2018 Amended Order filed at ECF 4045.

This Notice of Amendment relates solely to the Taliban and Muhammad Omar and does not apply to any other defendant.

Upon filing this Taliban Notice of Amendment, each New Plaintiff is deemed to have adopted all factual and jurisdictional allegations of the complaint that has been joined as specified below; all prior filings in connection with the complaint; and all prior Orders and rulings of the Court in connection with that complaint, including the default judgment entered by this Court on May 12, 2006, ECF 1797, which specifically identifies the Taliban and Muhammad Omar in Exhibit B filed at ECF 1782-5, April 27, 2006.

Additionally, each New Plaintiff incorporates the factual allegations and findings contained in the pleadings and orders filed at *Havlish v. Bin Laden*, No. 1:03-CVC-9848 (GBD)(SN) (S.D.N.Y.), ECF Nos. 263, 294, 295, 316; *In re Terrorist Attacks on September 11, 2001*, 03-MDL-1570 (GBD)(SN)(S.D.N.Y.), ECF Nos. 2430, 2431, 2432, 2433, 2473, 2515, 2516; and evidence submitted at the proceedings before the Honorable George B. Daniels on December 15, 2011.

CAUSES OF ACTION

Each New Plaintiff hereby adopts and incorporates herein by reference, the factual allegations, jurisdictional allegations, and jury trial demand in the following complaints:

- *Ashton* First Amended Complaint, No. 02-6977, ECF No. 2.

IDENTIFICATION OF NEW PLAINTIFFS

Each New Plaintiff is or was a survivor of a person who died due to the terrorist attacks of September 11, 2001. For each New Plaintiff, the following chart list the New Plaintiff's name, the New Plaintiff's residency and nationality, the name of the New Plaintiff's deceased family member, the New Plaintiff's relationship to the decedent, and the paragraph(s) of the underlying Complaint discussing the decedent and/or the decedent's estate.

	New Plaintiff's Name (alphabetical by last name)	New Plaintiff's State of Residency at Filing (or death)	New Plaintiff's Citizenship/ Nationality on 9/11/2001	9/11 Decedent's Name	New Plaintiff's Relationship to 9/11 Decedent	Paragraphs of Complaint Discussing 9/11 Decedent
1	Presto, Jane	New Jersey	U.S. Citizen	Salvatore Zisa	Sister	<i>Bauer</i> action ² Paragraph 12
2	Price-Salkever, Jennifer	Massachusetts	U.S. Citizen	Jean H. Peterson	Daughter	<i>Bauer</i> action Paragraph 34
3	Rachko, Barbara	Virginia	U.S. Citizen	Bryan C. Jack	Wife	<i>Bauer</i> action Paragraph 40
4	Reller, Teresa	New York	U.S. Citizen	Joseph Sisolak	Sister	<i>Bauer</i> action Paragraph 54
5	Robb, Ellen	New Jersey	U.S. Citizen	Kristen L. Montanaro	Mother	<i>Bauer</i> action Paragraph 24
6	Rooney, Brendan	New York	U.S. Citizen	Sean Rooney	Brother	<i>Bauer</i> action Paragraph 51
7	Rooney, Brian	Texas	U.S. Citizen	Sean Rooney	Brother	<i>Bauer</i> action Paragraph 51
8	Rooney, Maura	New York	U.S. Citizen	Sean Rooney	Sister	<i>Bauer</i> action Paragraph 51
9	Rooney, Est. of Rosemary	New York	U.S. Citizen	Sean Rooney	Mother	<i>Bauer</i> action Paragraph 51
10	Rooney, Sheila	New York	U.S. Citizen	Sean Rooney	Sister	<i>Bauer</i> action Paragraph 51
11	Ryan, Sally F.	North Carolina	U.S. Citizen	Kevin Murphy	Mother	<i>Bauer</i> action Paragraph 11
12	Sanders, John	Connecticut	U.S. Citizen	Stacey Sanders	Father	<i>Bauer</i> action Paragraph 33
13	Sanders, Marth L.	Connecticut	U.S. Citizen	Stacey Sanders	Mother	<i>Bauer</i> action Paragraph 33
14	Santorelli, Filomena Grace	New Jersey	U.S. Citizen	Vincenzo Gallucci	Sister	<i>Bauer</i> action Paragraph 16
15	Saslow, June	North Carolina	U.S. Citizen	Joseph J. Keller	Mother	<i>Bauer</i> action Paragraph 36
16	Scales, Jacqueline	New Jersey	U.S. Citizen	Jack L. D'Ambrosi, Jr.	Daughter	<i>Bauer</i> action Paragraph 21
17	Schlag, Dakota	Utah	U.S. Citizen	Steven F. Schlag	Son	<i>Bauer</i> action Paragraph 10
18	Schlag, Est. of Donald	New Jersey	U.S. Citizen	Steven F. Schlag	Father	<i>Bauer</i> action Paragraph 10
19	Schlag, Garrett M.	Utah	U.S. Citizen	Steven F. Schlag	Son	<i>Bauer</i> action Paragraph 10

² *Bauer, et al. v. al Qaeda Islamic Army, et al.*, Case No. 02-cv-7236 (GBD)(SN), herein referred to as *Bauer* action, was consolidated into the *Ashton* action in the *Ashton* First Amended Consolidated Master Complaint filed on 08/01/2003, ECF No. 32.

20	Schlag, Patricia	New Jersey	U.S. Citizen	Steven F. Schlag	Mother	<i>Bauer</i> action Paragraph 10
21	Schlag, Sierra	Utah	U.S. Citizen	Steven F. Schlag	Daughter	<i>Bauer</i> action Paragraph 10
22	Schlag, Tomoko	Utah	U.S. Citizen	Steven F. Schlag	Wife	<i>Bauer</i> action Paragraph 10
23	Sherwood, Grace P.	Maine	U.S. Citizen	Jean H. Peterson	Daughter	<i>Bauer</i> action Paragraph 34
24	Sisolak, Est. of Paul	New York	U.S. Citizen	Joseph Sisolak	Father	<i>Bauer</i> action Paragraph 54
25	Sisolak, Est of Thomas	New York	U.S. Citizen	Joseph Sisolak	Brother	<i>Bauer</i> action Paragraph 54

Dated: April 11, 2022

Respectfully submitted,

BAUMEISTER & SAMUELS, P.C.

/s/ Dorothea M. Capone
 COUNSEL FOR PLAINTIFFS
 140 Broadway, 46th Floor
 New York, NY 10005
 Phone: (212) 363-1200
 Email: tcapone@baumeisterlaw.com

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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In Re:

TERROR ATTACKS ON
SEPTEMBER 11, 2001

03-MDL-1570 (GBD)(SN)

**NOTICE OF AMENDMENT
AS TO THE TALIBAN AND
MUHAMMAD OMAR**

-----X

This document relates to:

Ashton, et al. v. al Qaeda Islamic Army, et al., Case No. 02-cv-6977 (GBD)(SN)

Bauer, et al. v. al Qaeda Islamic Army, et al., Case No. 02-cv-7236 (GBD)(SN)

Plaintiffs identified herein file this Notice of Amendment with respect to the underlying Complaint in the above-referenced matter, in a form similar to notices previously permitted and approved by this Court in its December 1, 2020 Order Approving Notices to Conform, Short Form Complaints and Notices of Amendment as to Sudan, ECF No. 6547, and October 28, 2019 Amended Order Approving Notices to Conform, Short Form Complaints and Notices of Amendment addressing claims against the Kingdom of Saudi Arabia (“KSA”) and the Islamic Republic of Iran (“Iran”), ECF No. 5234.¹ Upon the filing of this Notice of Amendment, the underlying Complaint is deemed amended to add the individuals listed below (the “New Plaintiffs”) as plaintiffs raising claims against the Taliban and Muhammad Omar.

The underlying Complaint is deemed amended to include the factual allegations, jurisdictional allegations, and jury trial demand of the *Ashton* Plaintiffs First Amended Complaint, No. 02-6977, ECF No. 2 (hereinafter “*Ashton* First Amended Complaint”), as well as all causes of action and all subsequent amendments thereto. The amendment effected through this Notice of Amendment supplements by incorporation into, but does not displace, the underlying Complaint.

¹ The Order of October 28, 2019 (ECF 5234) approving notices to conform, short form complaints and notices of amendment supersedes all previous Orders addressing procedures established by the Court for filing new claims or amending those brought against defendants including the Court’s July 10, 2018 Amended Order filed at ECF 4045.

This Notice of Amendment relates solely to the Taliban and Muhammad Omar and does not apply to any other defendant.

Upon filing this Taliban Notice of Amendment, each New Plaintiff is deemed to have adopted all factual and jurisdictional allegations of the complaint that has been joined as specified below; all prior filings in connection with the complaint; and all prior Orders and rulings of the Court in connection with that complaint, including the default judgment entered by this Court on May 12, 2006, ECF 1797, which specifically identifies the Taliban and Muhammad Omar in Exhibit B filed at ECF 1782-5, April 27, 2006.

Additionally, each New Plaintiff incorporates the factual allegations and findings contained in the pleadings and orders filed at *Havlish v. Bin Laden*, No. 1:03-CVC-9848 (GBD)(SN) (S.D.N.Y.), ECF Nos. 263, 294, 295, 316; *In re Terrorist Attacks on September 11, 2001*, 03-MDL-1570 (GBD)(SN)(S.D.N.Y.), ECF Nos. 2430, 2431, 2432, 2433, 2473, 2515, 2516; and evidence submitted at the proceedings before the Honorable George B. Daniels on December 15, 2011.

CAUSES OF ACTION

Each New Plaintiff hereby adopts and incorporates herein by reference, the factual allegations, jurisdictional allegations, and jury trial demand in the following complaints:

- *Ashton* First Amended Complaint, No. 02-6977, ECF No. 2.

IDENTIFICATION OF NEW PLAINTIFFS

Each New Plaintiff is or was a survivor of a person who died due to the terrorist attacks of September 11, 2001. For each New Plaintiff, the following chart list the New Plaintiff's name, the New Plaintiff's residency and nationality, the name of the New Plaintiff's deceased family member, the New Plaintiff's relationship to the decedent, and the paragraph(s) of the underlying Complaint discussing the decedent and/or the decedent's estate.

	New Plaintiff's Name (alphabetical by last name)	New Plaintiff's State of Residency at Filing (or death)	New Plaintiff's Citizenship/ Nationality on 9/11/2001	9/11 Decedent's Name	New Plaintiff's Relationship to 9/11 Decedent	Paragraphs of Complaint Discussing 9/11 Decedent
1	Smith, Elizabeth	New York	U.S. Citizen	Daniel L. Smith	Daughter	<i>Ashton</i> 5 th Amended ²
2	Smith, Mary	New York	U.S. Citizen	Daniel L. Smith	Wife	<i>Ashton</i> 5 th Amended
3	Smith, McCarthy	New York	U.S. Citizen	Daniel L. Smith	Brother	<i>Ashton</i> 5 th Amended
4	Smith, Michael	New York	U.S. Citizen	Daniel L. Smith	Son	<i>Ashton</i> 5 th Amended
5	Smith, Sean P.	Texas	U.S. Citizen	Daniel L. Smith	Brother	<i>Ashton</i> 5 th Amended
6	Speller, Valerie	Connecticut	U.S. Citizen	John A. Candela	Sister	<i>Bauer</i> action ³ Paragraph 9
7	Spordone, Dayna	New York	U.S. Citizen	Milton Bustillo	Step-Daughter	<i>Bauer</i> action Paragraph 29
8	Spordone-Bustillo, Laura	New York	U.S. Citizen	Milton Bustillo	Wife	<i>Bauer</i> action Paragraph 29
9	Stang, Barbara	New Jersey	U.S. Citizen	Ronald E. Orsini	Sister	<i>Bauer</i> action Paragraph 17
10	Stover, Catherine A.	New Jersey	U.S. Citizen	Jean H. Peterson	Daughter	<i>Bauer</i> action Paragraph 34
11	Strong, Elsa G.	New York	U.S. Citizen	Linda K. Gronlund	Sister	<i>Bauer</i> action Paragraph 38
12	Tanner, Giana	New Jersey	U.S. Citizen	Michael Tanner	Daughter	<i>Bauer</i> action Paragraph 25
13	Tanner, Kenneth C.	Florida	U.S. Citizen	Michael Tanner	Brother	<i>Bauer</i> action Paragraph 25
14	Tanner, Est. of Mary	New Jersey	U.S. Citizen	Michael Tanner	Mother	<i>Bauer</i> action Paragraph 25
15	Tanner, Michele	New Jersey	U.S. Citizen	Michael Tanner	Wife	<i>Bauer</i> action Paragraph 25
16	Tanner-D'Ambrosio, Nicole	New Jersey	U.S. Citizen	Michael Tanner	Sister	<i>Bauer</i> action Paragraph 25
17	Tanz, Holly A.	New York	U.S. Citizen	Howard Kane	Sister	<i>Bauer</i> action Paragraph 53

² Smith Plaintiff was added to *Ashton* Fifth Amended Consolidated Master Complaint filed on 09/02/2004, page 4, ECF No. 447.

³ *Bauer, et al. v. al Qaeda Islamic Army, et al.*, Case No. 02-cv-7236 (GBD)(SN), herein referred to as *Bauer* action, was consolidated into the *Ashton* action in the *Ashton* First Amended Consolidated Master Complaint filed on 08/01/2003, ECF No. 32.

18	Tarantino, Jason J.	New Jersey	U.S. Citizen	Kenneth Joseph Tarantino	Son	<i>York</i> action ⁴ Paragraph 6
19	Tarantino, Jennifer	New Jersey	U.S. Citizen	Kenneth Joseph Tarantino	Wife	<i>York</i> action Paragraph 6
20	Tarantino, Kenneth James	New Jersey	U.S. Citizen	Kenneth Joseph Tarantino	Son	<i>York</i> action Paragraph 6
21	Torres, Lisa	Arizona	U.S. Citizen	Edward Carlino	Daughter	<i>Bauer</i> action Paragraph 26
22	Vasel, Amy	New Jersey	U.S. Citizen	Scott Vasel	Wife	<i>Bauer</i> action Paragraph 14
23	Vasel, Est. of Charles	New Jersey	U.S. Citizen	Scott Vasel	Father	<i>Bauer</i> action Paragraph 14
24	Vasel, Matthew J.	New Jersey	U.S. Citizen	Scott Vasel	Son	<i>Bauer</i> action Paragraph 14
25	Vasel, Est. of Mynda	New Jersey	U.S. Citizen	Scott Vasel	Mother	<i>Bauer</i> action Paragraph 14

Dated: April 11, 2022

Respectfully submitted,

BAUMEISTER & SAMUELS, P.C.

/s/ Dorothea M. Capone
COUNSEL FOR PLAINTIFFS
140 Broadway, 46th Floor
New York, NY 10005
Phone: (212) 363-1200
Email: tcapone@baumeisterlaw.com

⁴ *York, et al. v. al Qaeda Islamic Army, et al.*, Case No. 03-cv-5493 (GBD)(SN), herein referred to as *York* action, was voluntarily dismissed by the plaintiffs on March 22, 2004, because it was “duplicative” of claims in the *Ashton* action third and fourth complaints, ECF No. 66.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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In Re:

TERROR ATTACKS ON
SEPTEMBER 11, 2001

03-MDL-1570 (GBD)(SN)

**NOTICE OF AMENDMENT
AS TO THE TALIBAN AND
MUHAMMAD OMAR**

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This document relates to:

Ashton, et al. v. al Qaeda Islamic Army, et al., Case No. 02-cv-6977 (GBD)(SN)

Bauer, et al. v. al Qaeda Islamic Army, et al., Case No. 02-cv-7236 (GBD)(SN)

Plaintiffs identified herein file this Notice of Amendment with respect to the underlying Complaint in the above-referenced matter, in a form similar to notices previously permitted and approved by this Court in its December 1, 2020 Order Approving Notices to Conform, Short Form Complaints and Notices of Amendment as to Sudan, ECF No. 6547, and October 28, 2019 Amended Order Approving Notices to Conform, Short Form Complaints and Notices of Amendment addressing claims against the Kingdom of Saudi Arabia (“KSA”) and the Islamic Republic of Iran (“Iran”), ECF No. 5234.¹ Upon the filing of this Notice of Amendment, the underlying Complaint is deemed amended to add the individuals listed below (the “New Plaintiffs”) as plaintiffs raising claims against the Taliban and Muhammad Omar.

The underlying Complaint is deemed amended to include the factual allegations, jurisdictional allegations, and jury trial demand of the *Ashton* Plaintiffs First Amended Complaint, No. 02-6977, ECF No. 2 (hereinafter “*Ashton* First Amended Complaint”), as well as all causes of action and all subsequent amendments thereto. The amendment effected through this Notice of Amendment supplements by incorporation into, but does not displace, the underlying Complaint.

¹ The Order of October 28, 2019 (ECF 5234) approving notices to conform, short form complaints and notices of amendment supersedes all previous Orders addressing procedures established by the Court for filing new claims or amending those brought against defendants including the Court’s July 10, 2018 Amended Order filed at ECF 4045.

This Notice of Amendment relates solely to the Taliban and Muhammad Omar and does not apply to any other defendant.

Upon filing this Taliban Notice of Amendment, each New Plaintiff is deemed to have adopted all factual and jurisdictional allegations of the complaint that has been joined as specified below; all prior filings in connection with the complaint; and all prior Orders and rulings of the Court in connection with that complaint, including the default judgment entered by this Court on May 12, 2006, ECF 1797, which specifically identifies the Taliban and Muhammad Omar in Exhibit B filed at ECF 1782-5, April 27, 2006.

Additionally, each New Plaintiff incorporates the factual allegations and findings contained in the pleadings and orders filed at *Havlish v. Bin Laden*, No. 1:03-CVC-9848 (GBD)(SN) (S.D.N.Y.), ECF Nos. 263, 294, 295, 316; *In re Terrorist Attacks on September 11, 2001*, 03-MDL-1570 (GBD)(SN)(S.D.N.Y.), ECF Nos. 2430, 2431, 2432, 2433, 2473, 2515, 2516; and evidence submitted at the proceedings before the Honorable George B. Daniels on December 15, 2011.

CAUSES OF ACTION

Each New Plaintiff hereby adopts and incorporates herein by reference, the factual allegations, jurisdictional allegations, and jury trial demand in the following complaints:

- *Ashton* First Amended Complaint, No. 02-6977, ECF No. 2.

IDENTIFICATION OF NEW PLAINTIFFS

Each New Plaintiff is or was a survivor of a person who died due to the terrorist attacks of September 11, 2001. For each New Plaintiff, the following chart list the New Plaintiff's name, the New Plaintiff's residency and nationality, the name of the New Plaintiff's deceased family member, the New Plaintiff's relationship to the decedent, and the paragraph(s) of the underlying Complaint discussing the decedent and/or the decedent's estate.

	New Plaintiff's Name (alphabetical by last name)	New Plaintiff's State of Residency at Filing (or death)	New Plaintiff's Citizenship/ Nationality on 9/11/2001	9/11 Decedent's Name	New Plaintiff's Relationship to 9/11 Decedent	Paragraphs of Complaint Discussing 9/11 Decedent
1	Vasel, Ryan A.	New Jersey	U.S. Citizen	Scott Vasel	Son	<i>Bauer</i> action ² Paragraph
2	Vulpone, Heather	New Jersey	U.S. Citizen	David R. Meyer	Daughter	<i>Bauer</i> action Paragraph
3	Wager, Margaret	New Jersey	U.S. Citizen	Scott Johnson	Sister	<i>Bauer</i> action Paragraph
4	Wilson, Melissa	Michigan	U.S. Citizen	Todd M. Beamer	Sister	<i>Bauer</i> action Paragraph
5	Wisniewski, Erica	Florida	U.S. Citizen	Alan L. Wisniewski	Daughter	<i>Bauer</i> action Paragraph
6	Wisniewski, Jessica	New Jersey	U.S. Citizen	Alan L. Wisniewski	Daughter	<i>Bauer</i> action Paragraph
7	Wisniewski, Kathleen	New Jersey	U.S. Citizen	Alan L. Wisniewski	Wife	<i>Bauer</i> action Paragraph
8	Wisniewski, Matthew	New Jersey	U.S. Citizen	Alan L. Wisniewski	Son	<i>Bauer</i> action Paragraph
9	Wisniewski, Est. of Muriel	New Jersey	U.S. Citizen	Alan L. Wisniewski	Mother	<i>Bauer</i> action Paragraph
10	Wyatt, Laura	Connecticut	U.S. Citizen	Stacey Sanders	Sister	<i>Bauer</i> action Paragraph
11	York, Aidan	New Jersey	U.S. Citizen	Kevin P. York	Son	<i>York</i> action ³ Paragraph
12	York, Chiemi	New Jersey	U.S. Citizen	Kevin P. York	Wife	<i>York</i> action Paragraph
13	York, Connor	New Jersey	U.S. Citizen	Kevin P. York	Son	<i>York</i> action Paragraph
14	York, John	Florida	U.S. Citizen	Kevin P. York	Father	<i>York</i> action Paragraph
15	York, Timothy	Arizona	U.S. Citizen	Kevin P. York	Brother	<i>York</i> action Paragraph
16	Zisa, Anthony	New York	U.S. Citizen	Salvatore Zisa	Brother	<i>Bauer</i> action Paragraph
17	Zisa, Christina	New York	U.S. Citizen	Salvatore Zisa	Daughter	<i>Bauer</i> action Paragraph
18	Zisa, Est. of Joseph	New Jersey	U.S. Citizen	Salvatore Zisa	Father	<i>Bauer</i> action Paragraph
19	Zisa, Joseph	New York	U.S. Citizen	Salvatore Zisa	Son	<i>Bauer</i> action Paragraph

² *Bauer, et al. v. al Qaeda Islamic Army, et al.*, Case No. 02-cv-7236 (GBD)(SN), herein referred to as *Bauer* action, was consolidated into the *Ashton* action in the *Ashton* First Amended Consolidated Master Complaint filed on 08/01/2003, ECF No. 32.

³ *York, et al. v. al Qaeda Islamic Army, et al.*, Case No. 03-cv-5493 (GBD)(SN), herein referred to as *York* action, was voluntarily dismissed by the plaintiffs on March 22, 2004, because it was “duplicative” of claims in the *Ashton* action third and fourth complaints, ECF No. 66.

20	Zisa, Josephine	New Jersey	U.S. Citizen	Salvatore Zisa	Mother	<i>Bauer</i> action Paragraph
21	Zisa, Roseann	New Jersey	U.S. Citizen	Salvatore Zisa	Wife	<i>Bauer</i> action Paragraph

Dated: April 11, 2022

Respectfully submitted,

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